

ORDINANCE No. _____, SERIES 2008

AN ORDINANCE AMENDING THE BINDING ELEMENTS AND APPROVING THE REVISED DEVELOPMENT PLAN AND BUILDING RENDERINGS ON PROPERTY LOCATED AT 5911 S. WATTERSON TRAIL, AND BEING IN LOUISVILLE METRO (CASE NO. 11662).

SPONSORED BY: COUNCILMAN TOM OWEN

WHEREAS, the Legislative Council of the Louisville/Jefferson County Metro Government (the "Council") approved the rezoning of property located at 5911 South Watterson Trail from R-4, Single Family Residential to CN, Commercial Neighborhood upon consideration of Planning Commission Case No. 9153, but in so acting, requested that a revised development plan and building renderings be presented to the Council demonstrating compliance with amended binding elements imposed during the rezoning consideration, and,

WHEREAS, the Development Review Committee of the Planning Commission has reviewed the revised development plan and building rendering and made a recommendation to approve these documents to the Council, and the Council concurs in and adopts the findings of the Development Review Committee for the approval of these items as well as the amendment to several binding elements in Case No. 11662, and approves and accepts the recommendations of the Development Review Committee as set out in said minutes and records;

NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:

Section I: That the revised building renderings are hereby approved as presented to the Development Review Committee in Case No. 11662.

Section II: That the revised development plan is hereby approved in Case No. 11662, subject to the binding elements as finally approved by the Council in Case No. 9153, and the following additional amendments to the binding elements as recommended by the Development Review Committee of the Planning Commission:

* * *

2. The development shall not exceed ~~37,980~~ 36,550 square feet on 6.3 acres.

3. The only permitted freestanding signs shall be located as shown on the development plan. ~~Signs shall not exceed 20 square feet in area per side and 3 feet in height. The Hurstbourne Parkway sign shall not exceed (60 square feet in area per side and 6 feet in height) and the Watterson Trail sign shall not exceed (100 square feet in area per side and 12 feet in height) per LDC Chapter 8.~~ No sign shall have more than two sides.

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7. * * *

d. An access and crossover easement in a form acceptable to the Planning Commission legal counsel shall be secured from the adjoining property owner to the south of the site if the adjacent property is developed in the future. ~~and recorded. A copy of the recorded instrument shall be submitted to the Division of Planning and Development Services; transmittal of approved plans to the office responsible for permit issuance will occur only after receipt of said instrument.~~

Section III: This Ordinance shall take effect upon passage and approval.

Kathleen J. Herron
Metro Council Clerk

Jim King
President of the Council

Jerry Abramson
Mayor

Approved: _____
Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

By: _____